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## FLETCHER & SIPPEL LLC

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May 20, 2008

## **VIA ELECTRONIC FILING**

Ms. Anne K. Quinlan Secretary Surface Transportation Board 395 E Street, S.W. Washington, DC 20423

Re:

Finance Docket No. 35125

Dakota, Minnesota & Eastern Railroad Corporation —
<u>Acquisition Exemption — Line of BNSF Railway Company</u>

Dear Secretary Williams:

On May 14, 2008, the Surface Transportation Board served a decision in the above-captioned proceeding granting the petition of Dakota, Minnesota & Eastern Railroad Corporation ("DM&E") to acquire BNSF Railway Company's rail line extending from milepost 145.0 to milepost 148.5 in Yale, South Dakota. Ordering paragraph two of the decision requires that DM&E serve a copy of the decision on the shipper on the line.

I hereby certify that on May 19, 2008, a copy of the Board's decision was served by first class mail, postage prepaid, on South Dakota Wheat Growers, the sole shipper on the line, under cover of the attached transmittal letter.

If you have any questions regarding this certification, please feel free to contact me. Thank you for your assistance on this matter. Kind regards.

Respectedly submitted.

Thomas J. Litwiler

Attorney for Dakota, Minnesota & Eastern

Railroad Corporation

TJL:tl

Attachment



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May 19, 2008

Mr. Gerry Crawford Manager South Dakota Wheat Growers P.O. Box 127-128 Yale, SD 57386

Re:

Finance Docket No. 35125

Dakota, Minnesota & Eastern Railroad Corporation — Acquisition Exemption — Line of BNSF Railway Company

Dear Mr. Crawford:

On May 14, 2008, the Surface Transportation Board issued a decision in the above-captioned proceeding granting the petition of Dakota, Minnesota & Eastern Railroad Corporation ("DM&E") to acquire BNSF Railway Company's rail line extending from milepost 145.0 to milepost 148.5 in Yale, South Dakota. Ordering paragraph two of the decision requires that DM&E serve a copy of the decision on South Dakota Wheat Growers. Accordingly, a copy of the Board's decision is enclosed for your reference.

Please feel free to contact me should you have any questions regarding this matter. Kind regards.

Very truly yours

Thomas J. Litwiler

Attorney for Dakota, Minnesota & Eastern

Railroad Corporation

TJL:tl

**Enclosure**